

PUBLIC NOTICE

MAGISTRATE JUDGE VACANCY

U.S. DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA

OAKLAND

Applications are being received for the position of

UNITED STATES MAGISTRATE JUDGE (FULL-TIME)

for the United States District Court for the Northern District of California. The availability of this position results from the retirement of Magistrate Judge Wayne D. Brazil on October 2, 2009.

The judges of the District Court have authorized the magistrate judges of the District to perform the full range of duties provided for magistrate judges under the applicable statute. In particular, the Court encourages civil litigants to consent to the jurisdiction of magistrate judges for all purposes up to and including bench or jury trial, with appeal to the Ninth Circuit Court of Appeals. The Court sponsors a comprehensive program of judicially-hosted settlement conferences and other forms of alternative dispute resolution, and the magistrate judges play an active role in this program. In addition, magistrate judges exercise civil jurisdiction in pretrial case management and motions, and criminal jurisdiction in petty offense and misdemeanor cases, and in the preliminary proceedings in felony cases, as well as other duties.

The current annual salary of the position is \$155,756, and is set at the rate of 92% of the salary of a district court judge. The term of office is eight years, subject to reappointment for continuing eight year terms thereafter. The judicial retirement system provides for vesting of a partial annuity after eight years, and, after 14 years of service, a magistrate judge is entitled to an annuity equal to the salary of the office, payable at age 65. The other benefits of federal employment apply.

The magistrate judge will be stationed in Oakland, with occasional service in other divisions of the court.

To be qualified for appointment an applicant must:

- (1) Be, and have been for at least five years, a member in good standing of the bar of the highest court of a state, the District of Columbia, the Commonwealth of Puerto Rico, the Territory of Guam, the Commonwealth of the Northern Mariana Islands, or the Virgin Islands of

the United States, and have been engaged in the active practice of law for a period of at least five years (with some substitutes authorized);

- (2) Be competent to perform all the duties of the office; be of good moral character; be emotionally stable and mature; be committed to equal justice under the law; be in good health; be patient and courteous; and be capable of deliberation and decisiveness;
- (3) Be less than 70 years old; and
- (4) Not be related to a judge of the district court.

A Merit Selection Panel composed of attorneys and other members of the community will review all applications and recommend to the judges of the district court in confidence the five persons it considers best qualified. The court will make the appointment, following an FBI full-field investigation and an IRS tax check of the appointee.

An affirmative effort will be made to give due consideration to all qualified candidates, including women and members of minority groups.

Application forms and more information on the magistrate judge position may be obtained: 1) on the court's website at www.cand.uscourts.gov under "Clerk's Notices" and 2) by mail by sending a request to Richard W. Wieking, Clerk, U.S. District Court, 450 Golden Gate Avenue, P.O. Box 36060, San Francisco, CA 94102 with a self-addressed 9" x 12" envelope, affixed with \$1.17 postage. Applications must be signed personally by the applicant and **must be received by April 17, 2009**.

All applications will be kept confidential, unless the applicant consents to disclosure, and all applications will be examined only by members of the Merit Selection Panel and the Judges of the District Court. The panel's deliberations will remain confidential.